IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2992 OF 2006
IN
WRIT PETITION NO.8599 OF 2005

Janardhan Baburao Khirid Applicant
versus
Sarika Kalu Kamble and others Respondents

P.R.Arjunwadkar with Umesh G. Deshpande for applicant.

CORAM : A.P.DESHPANDE, J.
DATE : 08th December 2006

PC :

1. By the present application the petitioner is seeking condonation of delay and restoration of the writ petition that has been dismissed in default for want of appearance of the learned counsel for petitioner. Learned advocate for petitioner submits that as the petition was dismissed in default even prior to the issuance of the notice to the respondents, the petition can be restored without any notice to the respondents-non applicants. In this view of the matter and for the reasons stated in the application, the Civil Application is allowed. Delay condoned. Writ Petition is restored to the file.

(A.P.DESHPANDE, J.)